

OCT-08-2007 MON 07:33 PM SYRZ

**SHIBOLETH**

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By Facsimile (212) 805-7927

October 8, 2007

Judge Naomi Reice Buchwald  
 United States District Court  
 Southern District of New York  
 500 Pearl Street, Room 2270  
 New York, New York 10007

*Hochberg v. World Zionist Organization - American Section, Inc.*  
 07 CV 3470 (NRB)(JCF)

Dear Judge Buchwald:

We represent defendant World Zionist Organization - American Section, Inc. in the above-referenced action. We are writing to request a pre-motion conference because we intend to file a motion to amend defendant's answer to plaintiff's amended complaint, pursuant to Federal Rules of Civil Procedure § 15(a).

On August 7, 2007, plaintiff served an amended complaint upon defendant by mailing a copy of it to our offices. On August 16, 2007, we filed an answer to the amended complaint.

On September 12, 2007, while preparing responses for plaintiff's request for production of documents, we printed a copy of the amended complaint filed via ECF and discovered that the amended complaint electronically filed contained an extra page that was not included in the copy that was served upon defendant by mail. This page contained, *inter alia*, a third cause of action and allegations numbered 41 through 44.

That same day, we contacted counsel for the plaintiff, Gary Tsirelman, Esq., via telephone, to request consent to amend our answer to the amended complaint and respond to allegations 41 through 44, but Mr. Tsirelman did not consent.

FAX NO. 212-563-7108 P. 02

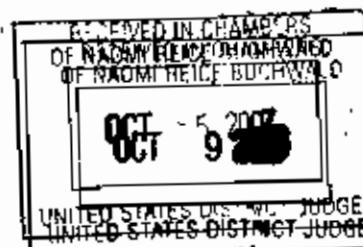
U.S. DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

DOCUMENT

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EFILE #:

DATE FILED: 10/12/07

Endorsement

*Defendant may file an  
 Amended Answer to respond  
 to paragraphs of the Amended  
 Complaint not previously  
 responded to. So ordered  
 [Signature] Date: 10/12/07  
 10/12/07*

*Plaintiff not previously  
 responded to. So ordered  
 [Signature] Date: 10/12/07  
 10/12/07*

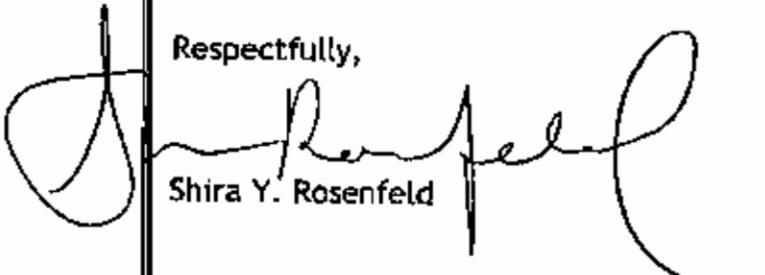
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October 8, 2007  
Page 2

Therefore, we respectfully request a pre-motion conference to discuss defendant's motion to amend its answer to the amended complaint so that defendant can respond to allegations numbered 41 through 44 as well as include additional defenses with respect to those allegations.

Respectfully,

  
Shira Y. Rosenfeld

cc: Gary Tsirelman, Esq. (by facsimile)